

A G E N D A

City Council Meeting

Monday, November 17, 2008 – 7:00 p.m.

Mayor Andy Quinney Presiding

Opening

- **Devotional & Pledge**

Public Hearings

- **FY09 Operating & Capital Budget:** Brian Johnson, City Administrator will present the Operating & Capital Budget for the 2009 Fiscal Year for public comment.
- **Stormwater Utilities Rates:** Receipt of public comment on the implementation of the Stormwater Management Program and Stormwater Utility Fees.
- **PC0862, Zoning Text Amendment (Pages 1-4):** Receipt of public comment on an ordinance to amend the code of ordinances of Garden City, Georgia, as amended by amending zoning code Chapter 90, Article V, relating to off street parking and loading facilities, of the purpose of restricting parking on front yards of residentially zoned properties to driveways; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes. The Planning Commission recommends approval. Staff recommends approval.

City Council Minutes

- **City Council Minutes (Pages 5-10):** Approval of the minutes from the November 3, 2008, City Council Meeting.

Zoning & Building Committee Report
Gwyn Hall, Chairperson

- **Second Reading, Fence Ordinance (Pages 11-12):** Second reading of an ordinance to amend the Code of Ordinances of Garden City, Georgia, as amended, by amending the method for processing permits for the erection of fences and walls; to change from eight feet to six feet the maximum height for side and back yard walls and fences on residentially zoned properties; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes. Staff recommends approval.
- **Second Reading, Tree Protection & Landscape Ordinance (Pages 13-15):** Second reading of an ordinance to amend the Code of Ordinances of Garden City, Georgia, as amended, by amending the tree protection and landscaping ordinance at Article V in Chapter 90 and of said code for the purposes of clarifying the requirements for obtaining a tree removal permit and for paying a fee therefor; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes. Staff recommends approval.
- **Second Reading, Zoning Text Amendment (Pages 16-34):** Second reading of an ordinance to amend the zoning ordinance and map of Garden City, Georgia, as amended; to rezone certain properties owned by Adyle P. Hudgins, Harry and George Kyriakides, John N. Constantine, John A. Usher, Mark R. Usher, and Alan D. Usher, Larry A. and Judy M. Shuman, Edgar L.T. Gay and E. Lane Curlee, III, as Co-Trustees of the Sally M. Linkenhoker irrevocable trust U/A/D May 31, 2004, Garden city Retail Investors, the State of Georgia, and Garden City, Georgia, to a mixed use or “M” zoning classification; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes.

Personnel, Finance & Administration Committee Report
Judy Shuman, Chairperson

- Report

Parks & Recreation Committee Report
Misty Selph, Chairperson

- Report

Fire Committee Report
Durward Motes, Chairperson

- Report

Police Committee Report
Bessie Kicklighter, Chairperson

- Report

Public Works Committee Report
Tennyson Holder, Chairperson

- Report

Water/Sewer Committee Report
Bowen Jones, Chairperson

- Report

City Administrator Report
Brian Johnson, City Administrator

- **Second Reading, Stormwater Utilities Enterprise Fund Ordinance (Pages 35-46):** Second reading of an ordinance to amend Chapter 30, Article V, pertaining to stormwater management, as amended so as to establish a stormwater utility; to provide for definition; to provide for an enterprise fund; to provide for scope of responsibility; to establish user fees; to provide for enforcement and inspections; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes. Staff recommends approval.
- **First Reading, Occupational Tax Ordinance (Pages 47-51):** First reading of an ordinance to amend Chapter 22, Article II, of the code of ordinances of Garden City, Georgia, as amended, entitled "Occupational Taxes and Regulatory Fees" by defining therein the terms "Broker," "Freight Forwarder," "Leasing Company," "Motor Contract Carrier," and "Motor Common Carrier"; by changing the occupational schedule and tax cap; by clarifying the exempt status of motor common carriers under said article; by providing for interest at the monthly rate of 1.5 percent on delinquent occupational tax accounts; to repeal conflicting ordinances herewith; to provide an effective date; and for other purposes. Staff recommends approval.
- **Resolution, GEFA Loan 2008-L25WQ, Wastewater Treatment Facilities Upgrades (Page 52):** A resolution to designate and authorize Brian L. Johnson, City Administrator to execute the loan agreement, the note and any related documents necessary to the consummation of the transactions contemplated by loan agreement #2008-L25WQ.

City Attorney Report
James P. Gerard, City Attorney

➤ Report

Mayor Report
Andy Quinney, Mayor

➤ Report